

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – Smt.B.Sowbhagyalakshmi, Retired Joint Director and former R.D.D., W.D & C.W., Eluru, W.G.District – Irregular promotion of Smt.T.Damayanthi, Ayah to the post of Typist without acquiring prescribed qualification – Disciplinary proceedings initiated under Rule – 20 of the A.P.C.S (C.C & A) Rules, 1991 – Dropping of charges – Orders – Issued.

DEPT. FOR WOMEN, CHILDREN, DISABLED & SENIOR CITIZENS [ESTT. – A2]

G.O.RT.No. 244

Dated 17-09-2014
Read the following:-

01. R.D.D., W.D & C.W., Eluru, W.G.District, Procs.No.522/A/1998, dated 08-01-1999.
02. From the Director, W.D & C.W., A.P., Hyderabad, Letter No.6290/Vig.1/2010, dated 24-06-2010.
03. From the Commissioner, W.D & C.W., A.P., Hyderabad, Lr.No.6290/Vig.I/2010, dated 10-10-2012.
04. Memo.No.4299/Estt.A2/2010-5, dated 17-01-2013.
05. From the Commissioner, W.D & C.W., A.P., Hyderabad, Lr.No.6290/Vig.1/2010, dated 23-01-2013.
06. Charge Memo.No.4299/Estt.A2/2010-6, dated 31-01-2013.
07. Explanation dated 06-03-2013 submitted by the Charged Officer.
08. Govt. Memo.No.4299/Estt.A2/2010-8, dated 22-04-2013.
09. From the Commissioner, W.D & C.W., A.P., Hyderabad, Lr.No.6290/Vig.1/2010, dated 08-05-2014.

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ORDER: -

In the reference 1st read above, Smt.B.Sowbhagyalakshmi, Retired Joint Director and former R.D.D., W.D & C.W., Eluru, W.G.District, had issued irregular orders, promoting Smt.B.Damayanthi, Ayah as Typist without acquiring the prescribed qualification. The proceedings issued temporarily promoting Smt.Damayanthi, reads as follows: -

“She shall be on probation for a total period of one year on duty within a continuous period of two years”.

2. After examining the matter, Government vide reference 6th read above have initiated disciplinary proceedings under Rule – 20 of A.P.C.S (CC&A) Rules, 1991 and issued the following articles of charges, directing her to submit her written statement of defense and also to state whether she desires to be heard in person: -

Article No.I:-

That, Smt.B.Sowbhagya Lakshmi formerly Regional Deputy Director, W.D & C.W, Eluru Region, Eluru and presently working as Regional Joint Director, W.D & C.W., Eluru, West Godavari District vide prods No. 522/A/1998, Dt:08.01.1999 has irregularly promoted Smt.T.Damayanthi Ayah, though she had not acquired the technical qualifications in English Type writing Higher and telugu Type writing Higher as required for promotion to the post of Typist and the individual was kept on probation for a total period of one year on duty within a continuous period of two years, i.e. even before the individual has acquired the requisite qualification.

The above act of said Smt.B.Sowbhagya Lakshmi formerly Regional Deputy Director, W.D & C.W, Eluru Region, Eluru and presently working as Regional Joint Director, W.D & C.W., Eluru, West Godavari District exhibit that, she has indulged in grave administrative irregularity and caused loss to the Government Exchequer in the form of the salaries and other benefits to the irregular promotee. Hence the charge.

The Charged Officer has retired from service with effect from 31-01-2013, on attaining the age of superannuation.

3. In the reference 7th read above, the Charged Officer, has submitted her explanation dated 06-03-2013, stating that Smt.Damayanthi, Ayah, was appointed as Typist by transfer as per rules in force at that time i.e. candidates with requisite qualification i.e. having passed in both typewriting are not available, a pass in lower grade in Telugu / English type writing may be considered for appointment as typist on conditional basis, subject to acquiring the Telugu typewriting within the period of probation. Under this clause Smt.T.Damayanthi, Ayah, was appointed as Typist by transfer, conditionally in her Proceedings No.522/A/98, dated 08-01-1999. The Charged Officer has further stated that she was transferred from Eluru during the month of April, 1999 i.e. within three months after issue of the said orders and Smt.T.Damayanthi, Ayah, appointed as Typist by her was kept on probation conditionally that she would acquire requisite qualification within the period of probation only and herself has not issued orders, declaring the probation of Smt.T.Damayanthi. The Charged Officer has also stated that she has not given any orders, regularizing the services and declaration of the probation of Smt.T.Damayanthi and her successor [R.D.D., W.D & C.W., Eluru] has issued the orders, declaring the probation of Smt.T.Damayanthi during the year 2006, mechanically without verifying the appointment order. The Charged Officer, has therefore, requested the Government to drop the charge keeping in view of the above position.

4. The Commissioner, W.D & C.W., A.P., Hyderabad, vide Letter 9th read above, has stated that the explanation offered by Smt.B.Sowbhagyalakshmi, Retired Joint Director and former R.D.D., W.D & C.W., Eluru, W.G.District is appropriate, as conditional promotion was given as per the provision of Rule – 3 for Class - B Category – 3 employees of A.P.State and Subordinate Service Rules, 1998 and therefore, she has not committed any irregularity, as she was transferred two months after the promotion was awarded.

5. In the circumstances stated above, Government after examined the matter keeping in view the written statement of defence submitted by the Charged Officer and as per the remarks of the Commissioner, W.D & C.W., A.P., Hyderabad, have decided to drop the charges framed against Smt.B.Sowbhagyalakshmi, Retired Joint Director and former R.D.D., W.D & C.W., Eluru, W.G.District vide reference 6th read above and accordingly dropped the said charges.

6. The Commissioner (I/c), W.D & C.W., A.P., Hyderabad, is requested to take necessary further action in the matter, accordingly.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

NILAM SAWHNEY,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Commissioner (I/c), W.D & C.W., A.P., Hyderabad.

The Accountant – General, A.P., Hyderabad.

Smt.B.Sowbhagyalakshmi, Retired Joint Director and former R.D.D., W.D & C.W.,
Eluru, through the Commissioner, W.D & C.W., A.P., Hyderabad.

Copy to:-

The P.S. to Hon'ble M (WCD & SC), Secretariat, Hyderabad.

The P.S to Principal Secretary to Government.

SF / SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER